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POSTAL RATE COMMISSION  
OFFICE OF THE PRESIDENT

PRESIDING OFFICER'S  
RULING NO. C2001-3/25

UNITED STATES OF AMERICA  
POSTAL RATE COMMISSION  
WASHINGTON, DC 20268-0001

Complaint on First-Class Mail Standards

Docket No. C2001-3

PRESIDING OFFICER'S RULING ON DBP/USPS-137(m-o)

(Issued June 4, 2002)

In a previous ruling, I deferred a decision on David B. Popkin's motion to compel responses to DBP/USPS 137(m-o). These subparts seek a recent quarter's data on origin-destination delivery service performance between two points in Florida to Columbia, South Carolina.<sup>1</sup> Deferral was based on the Service's suggestion that resolution of this motion was linked to rulings on two other pleadings related to Carlson interrogatories seeking point-to-point delivery service and volume data.<sup>2</sup> See P.O. Ruling C2001-3/ 23; Motion to Compel Response to Interrogatories DBP/USPS-136(d-f) and 137(m-o) That Have Been Objected To, January 4, 2002 (Popkin Motion)<sup>3</sup>; Opposition of the United States Postal Service to Motion of David Popkin to Compel a Response to DBP/USPS-136(d-f) and Reply to Comments Regarding DBP/USPS-137(m-o) (Postal Service Reply), January 10, 2002.

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<sup>1</sup> Question 137(m) seeks the percentage of mail originating at the South Florida P&DC delivered to addressees in the Columbia SC ADC area in two days or less for the most recent quarter available. Question 137(n) seeks the percentage of mail originating at the Miami P&DC that was delivered to addressees in the Columbia SC ADC area in two days or less for most recent quarter available. Question 127(o) asks for a comparison between the percentage of mail originating at the South Florida P&DC delivered to addressees in the Columbia SC ADC area in two days or less during the most recent three-month period of time that the data is available for vs. the percentage for mail that originated at the Miami P&DC in the same time period.

<sup>2</sup> The referenced Carlson interrogatories are DFC/USPS-1 and DFC/USPS-9. DFC/USPS-1 seeks certain disaggregated daily volume data for 11 western states (Washington, Oregon, California, Idaho, Nevada, Utah, Arizona, New Mexico, Colorado, Montana, Wyoming) and New Jersey. DFC/USPS-9 seeks disaggregated daily service performance data for the same 11 western states identified in question 1, plus Texas.

<sup>3</sup> The motion affirmatively indicated a willingness to have the Service provide its responses under protective conditions. Popkin Motion at 1.

Although the interrogatories underlying all three motions seek point-to-point data, the interrogatory at issue here differs in important ways from DFC/USPS-1 and 9. The terms the rulings on the Carlson interrogatories refined and narrowed the data requests relating to results in western states, thereby precluding the need for protective conditions. At issue in DBP/USPS 137(m-o), however, is paired service performance data for a limited area far removed from the part of the country identified in the filing that gave rise to this proceeding. These data may be of some general interest regarding delivery performance, but their production would not materially advance assessment of the key questions posed in this complaint. Given this lack of direct relevance and my interest in maintaining a manageable record in this case, the motion is not granted.

#### RULING

The Motion to Compel Response to Interrogatories DBP/USPS-136(d-f) and 137(m-o) That Have Been Objected To, filed by David B. Popkin on January 4, 2002, is not granted.



Ruth Y. Goldway  
Presiding Officer